



# Journal of the House

State of Indiana

118th General Assembly

Second Regular Session

Twentieth Day

Tuesday Afternoon

February 18, 2014

The invocation was offered by Pastor Bruce Scott of the Pentecostal of South Lake Church in Merrillville, a guest of Representative Rochelle L. Van Denburgh.

The House convened at 1:30 p.m. with Speaker Brian C. Bosma in the Chair.

The Pledge of Allegiance to the Flag was led by Representative Rochelle L. VanDenburgh.

The Speaker ordered the roll of the House to be called:

Arnold	Kubacki
Austin	Lawson
Bacon	Lehe
Baird	Lehman
Bartlett	Leonard
Battles	Lucas
Bauer	Lutz
Behning	Macer
Beumer	Mahan
Braun	Mayfield
C. Brown	McMillan
T. Brown	McNamara
Burton	Messmer
Candelaria Reardon	Moed
Carbaugh	Morris
Cherry	Morrison
Clere	Moseley
Cox	Neese
Culver	Negele
Davison	Niemeyer
DeLaney	Niezgodski
Dermody	Ober
DeVon	Pelath
Dvorak	Pierce
Eberhart	Porter
Errington	Price
Forestal	Pryor
Friend	Rhoads
Frizzell <input type="checkbox"/>	Richardson
Frye	Riecken
GiaQuinta	Saunders
Goodin	Shackleford
Gutwein	Slager
Hale	Smaltz
Hamm	M. Smith
Harman	V. Smith
Harris	Soliday
Heaton	Speedy
Heuer	Stemler <input type="checkbox"/>
Huston	Steuerwald
Karickhoff	Sullivan
Kersey	Summers
Kirchhofer	Thompson
Klinker	Torr
Koch	Truitt

Turner  
Ubelhor  
VanDenburgh  
VanNatter  
Washburne

Wesco  
Wolkins  
Zent  
Ziemke  
Mr. Speaker

Roll Call 224: 98 present; 2 excused. The Speaker announced a quorum in attendance. [NOTE: ☐ indicates those who were excused.]

## HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Thursday, February 20, 2014, at 10:00 a.m.

FRIEND

The motion was adopted by a constitutional majority.

## REPORTS FROM COMMITTEES

### COMMITTEE REPORT

Mr. Speaker: Your Committee on Judiciary, to which was referred Senate Bill 27, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 16.

Page 2, delete lines 1 through 25.

Page 3, line 2, delete "under IC 31-14 or" and insert "**by any other court except a court having appellate jurisdiction over the child.**"

Page 3, line 3, delete "IC 31-17,".

Page 3, delete lines 4 through 29, begin a new paragraph and insert:

"(e) A:

(1) party to the adoption; or

(2) person who had:

(A) custody of; or

(B) parenting time or visitation with;

**the child before a temporary custody order was issued under this section;**

**may file a petition to suspend, modify, or revoke the temporary custody order granted under this section.**

**(f) Upon receipt of a petition described in subsection (e), the court shall set the matter for hearing.**

**(g) The court may suspend, modify, or revoke the temporary custody order if the court determines suspension, modification, or revocation of the temporary custody order is in the best interests of the child.**

SECTION 2. IC 31-19-2-14 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 14. (a) If a petition for adoption and a ~~petition to establish~~ paternity action are pending at the same time for a child sought to be adopted, the court in which the petition for adoption has been filed has exclusive jurisdiction over the child, and the paternity proceeding must be consolidated with the adoption proceeding.

(b) If the petition for adoption is dismissed, the court hearing the consolidated adoption and paternity proceeding shall determine who has custody of the child under IC 31-19-11-5.

(c) Following a dismissal of the adoption petition under subsection (b), the court may:

- (1) retain jurisdiction over the paternity proceeding; or
- (2) return the paternity proceeding to the court in which it was originally filed.

If the paternity proceeding is returned to the court in which it was originally filed, the court assumes jurisdiction over the child, subject to any provisions of the consolidated court's order under IC 31-19-11-5.

SECTION 3. IC 31-19-9-8, AS AMENDED BY P.L.130-2005, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 8. (a) Consent to adoption, which may be required under section 1 of this chapter, is not required from any of the following:

- (1) A parent or parents if the child is adjudged to have been abandoned or deserted for at least six (6) months immediately preceding the date of the filing of the petition for adoption.
- (2) A parent of a child in the custody of another person if for a period of at least one (1) year the parent:
  - (A) fails without justifiable cause to communicate significantly with the child when able to do so; or
  - (B) knowingly fails to provide for the care and support of the child when able to do so as required by law or judicial decree.
- (3) The biological father of a child born out of wedlock whose paternity has not been established:
  - (A) by a court proceeding other than the adoption proceeding; or
  - (B) by executing a paternity affidavit under IC 16-37-2-2.1.
- (4) The biological father of a child born out of wedlock who was conceived as a result of:
  - (A) a rape for which the father was convicted under IC 35-42-4-1;
  - (B) child molesting (IC 35-42-4-3);
  - (C) sexual misconduct with a minor (IC 35-42-4-9); or
  - (D) incest (IC 35-46-1-3).
- (5) The putative father of a child born out of wedlock if the putative father's consent to adoption is irrevocably implied under section 15 of this chapter.
- (6) The biological father of a child born out of wedlock if the:
  - (A) father's paternity is established after the filing of a petition for adoption in a court proceeding or by executing a paternity affidavit under IC 16-37-2-2.1; and
  - (B) father is required to but does not register with the putative father registry established by IC 31-19-5-12.
- (7) A parent who has relinquished the parent's right to consent to adoption as provided in this chapter.
- (8) A parent after the parent-child relationship has been terminated under IC 31-35 (or IC 31-6-5 before its repeal).
- (9) A parent judicially declared incompetent or mentally defective if the court dispenses with the parent's consent to adoption.
- (10) A legal guardian or lawful custodian of the person to be adopted who has failed to consent to the adoption for reasons found by the court not to be in the best interests of the child.
- (11) A parent if:
  - (A) a petitioner for adoption proves by clear and convincing evidence that the parent is unfit to be a parent; and
  - (B) the best interests of the child sought to be adopted would be served if the court dispensed with the parent's consent.
- (12) A child's biological father who denies paternity of the child before or after the birth of the child if the denial of paternity:

- (A) is in writing;
- (B) is signed by the child's father in the presence of a notary public; and
- (C) contains an acknowledgment that:
  - (i) the denial of paternity is irrevocable; and
  - (ii) the child's father will not receive notice of adoption proceedings.

A child's father who denies paternity of the child under this subdivision may not challenge or contest the child's adoption.

**(13) A child's biological father to whom all the following apply:**

**(A) The father had knowledge of the pregnancy. Evidence that the father had knowledge under this clause includes any of the following:**

- (i) The father registered with the putative father registry under IC 31-19-5 or registered under a similar law in another state.**
- (ii) The father was served notice of the adoption under IC 31-19-3 or was served notice under a similar law in another state.**
- (iii) The father filed a petition to establish paternity under IC 31-14 or filed a petition under a similar law in another state.**
- (iv) Any other evidence that the father had knowledge of the pregnancy.**

**(B) The father abandoned, after having knowledge described in clause (A) and without justifiable cause, the birth mother during the pregnancy.**

(b) If a parent has made only token efforts to support or to communicate with the child the court may declare the child abandoned by the parent.

**(c) The court may consider the father's failure to pay, in accordance with the father's financial ability, a fair and reasonable amount of the living and medical expenses incurred in connection with the birth mother's pregnancy and the child's birth as evidence that the father abandoned the birth mother under subsection (a)(13)."**

Renumber all SECTIONS consecutively.

(Reference is to SB 27 as printed January 17, 2014.) and when so amended that said bill do pass.

Committee Vote: yeas 9, nays 0.

STEUERWALD, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker Your Committee on Judiciary, to which was referred Senate Bill 36, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 36 as printed, January 31 2014.)

Committee Vote: Yeas 10, Nays 0.

STEUERWALD, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker Your Committee on Ways and Means, to which was referred Senate Bill 56, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 56 as printed January 17, 2014.)

Committee Vote: Yeas 18, Nays 0.

T. BROWN, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker Your Committee on Employment, Labor and

Pensions, to which was referred Senate Bill 61, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 61 as printed January 10, 2014.)

Committee Vote: Yeas 10, Nays 0.

GUTWEIN, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker Your Committee on Judiciary, to which was referred Senate Bill 101, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 101 as printed, January 29 2014.)

Committee Vote: Yeas 8, Nays 4.

STEUERWALD, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker Your Committee on Public Health, to which was referred Senate Bill 173, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 173 as printed January 22, 2014.)

Committee Vote: Yeas 8, Nays 1.

CLERE, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker Your Committee on Judiciary, to which was referred Senate Bill 208, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 208 as printed January 29, 2014.)

Committee Vote: Yeas 11, Nays 0.

STEUERWALD, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker Your Committee on Education, to which was referred Senate Bill 245, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 245 as printed January 28, 2014.)

Committee Vote: Yeas 12, Nays 0.

BEHNING, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker Your Committee on Employment, Labor and Pensions, to which was referred Senate Bill 234, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 234 as printed February 2, 2014.)

Committee Vote: Yeas 11, Nays 0.

GUTWEIN, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker: Your Committee on Government and Regulatory Reform, to which was referred Senate Bill 260, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 9, delete "Area" and insert "Air".

(Reference is to SB 260 as reprinted January 28, 2014.) and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

MAHAN, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker: Your Committee on Employment, Labor and Pensions, to which was referred Senate Bill 294, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 17, line 17, delete "P.L.275-2013," and insert "SEA 24-2014,".

Page 17, line 18, delete "15," and insert "100,".

(Reference is to SB 294 as printed January 31, 2014.) and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 1.

GUTWEIN, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker: Your Committee on Veterans Affairs and Public Safety, to which was referred Senate Bill 335, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 3-5-9-7, AS ADDED BY P.L.135-2012, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 7. (a) Notwithstanding sections 4 and 5 of this chapter,

(1) a volunteer firefighter who assumes or holds an elected office on January 1, 2013; may continue to hold the elected office and serve as a volunteer firefighter; and

(2) a government employee who assumes or holds an elected office on January 1, 2013, may continue to hold the elected office and be employed as a government employee

until the term of the elected office that the volunteer firefighter or government employee is serving on January 1, 2013, expires.

(b) After the expiration of the term of the elected office that the volunteer firefighter referred to in subsection (a) is serving on January 1, 2013, the volunteer firefighter is subject to section 4 of this chapter with respect to serving as a volunteer firefighter and assuming or holding an elected office of the unit that receives fire protection services from the department in which the volunteer firefighter serves.

(c) (b) After the expiration of the term of the elected office that the government employee referred to in subsection (a) is serving on January 1, 2013, the government employee is subject to section 5 of this chapter with respect to assuming or holding an elected office and being employed by the unit that employs the government employee.

SECTION 2. IC 3-5-9-8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 8. (a) This section applies only to a volunteer firefighter who assumes or holds an

elected office on January 1, 2014. Notwithstanding section 4 of this chapter, a volunteer firefighter may continue to hold an elected office of a unit and serve as a volunteer firefighter of a department that provides fire protection services to the unit until the later of the following:

(1) The date on which the term of the elected office that the volunteer firefighter is serving on January 1, 2014, expires.

(2) If the volunteer firefighter assumes or holds a term of the elected office consecutive to the term of the elected office that the volunteer firefighter assumes or holds on January 1, 2014, the date on which the one (1) consecutive term expires.

(b) After the expiration of the term of office described in subsection (a)(1) or (a)(2), the volunteer firefighter is subject to section 4 of this chapter with respect to serving as a volunteer firefighter and assuming or holding an elected office of the unit that receives fire protection services from the department in which the volunteer firefighter serves.

(c) This section expires July 1, 2017."

Renumber all SECTIONS consecutively.

(Reference is to SB 335 as printed January 31, 2014.)  
and when so amended that said bill do pass.

Committee Vote: yeas 13, nays 0.

FRYE, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker Your Committee on Veterans Affairs and Public Safety, to which was referred Senate Bill 352, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 352 as printed January 24, 2014.)

Committee Vote: Yeas 13, Nays 0.

FRYE, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker Your Committee on Veterans Affairs and Public Safety, to which was referred Senate Bill 387, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 387 as printed February 4, 2014.)

Committee Vote: Yeas 13, Nays 0.

FRYE, Chair

Report adopted.

### RESOLUTIONS ON FIRST READING

#### House Resolution 11

Representatives Riecken and Ubelhor introduced House Resolution 11:

A HOUSE RESOLUTION supporting the lead role of states in the regulation of carbon dioxide emissions from existing power plants.

*Whereas, A reliable and affordable energy supply is vital to Indiana's economic growth, jobs, and the overall interests of its citizens;*

*Whereas, Indiana supports an all-the-above energy strategy because it is in the best interest of Indiana and the nation;*

*Whereas, The United States has abundant supplies of coal that provide economic and energy security benefits;*

*Whereas, Coal provides affordable and reliable electricity to the citizens of Indiana;*

*Whereas, Carbon regulations for existing coal-fueled powerplants could threaten the affordability and reliability of Indiana's electricity supplies and risk substantial job losses through the premature closure of power plants that have just invested in pollution controls to meet the recent mercury regulations of the United States Environmental Protection Agency (EPA);*

*Whereas, Carbon dioxide emissions from U.S. coal-fueled power plants represent only 3 percent of global anthropogenic greenhouse gas emissions;*

*Whereas, The U.S. Energy Information Administration projects that U.S. electric sector carbon dioxide emissions will be 14 percent below 2005 levels in 2020 and that carbon dioxide emission from U.S. coal-fueled power plants will be 19 percent below 2005 levels in 2020;*

*Whereas, On June 25, 2013, the President directed the Administrator of the EPA to issue standards, regulations, or guidelines to address carbon dioxide emissions from new, existing, modified, and reconstructed fossil-fueled power plants;*

*Whereas, The President expressly recognized that states "will play a central role in establishing and implementing carbon standards for existing power plants";*

*Whereas, The Clean Air Act requires the EPA to establish a "procedure" under which each state shall develop a plan for establishing and implementing standards of performance for existing sources within the state;*

*Whereas, The Clean Air Act expressly allows states, in developing and applying such standards of performance, "to take into consideration, among other factors, the remaining useful life of the existing source to which such standard applies";*

*Whereas, The EPA's existing regulations provide that states may adopt "less stringent emissions standards or longer compliance schedules" than the EPA's guidelines based on factors such as "unreasonable cost of control," "physical impossibility of installing necessary control equipment," or other factors that make less stringent standards or longer compliance times "significantly more reasonable"; and*

*Whereas, It is in the best interest of electricity consumers in Indiana to continue to benefit from reliable, affordable electricity provided by coal-based electricity generating plants: Therefore,*

*Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:*

SECTION 1. That the Indiana House of Representatives urges the EPA, in developing guidelines for regulating carbon dioxide emissions from existing power plants, to respect the primacy of Indiana and other states and to rely on state regulators to develop performance standards for carbon dioxide emissions that take into account the unique policies, energy needs, resource mix, and economic priorities of Indiana and other states.

SECTION 2. That the EPA should issue guidelines and approve state-established performance standards that are based on reductions of carbon dioxide emissions achievable by measures undertaken at fossil-fueled power plants.

SECTION 3. That the EPA should allow Indiana and other states to set less stringent performance standards or longer compliance schedules for power plants within their jurisdiction.

SECTION 4. That Indiana and other states should be given maximum flexibility by the EPA to implement carbon dioxide performance standards for fossil-fueled power plants within their jurisdiction.

The resolution was read a first time and adopted by voice vote.

### House Concurrent Resolution 17

Representative Clere introduced House Concurrent Resolution 17:

A CONCURRENT RESOLUTION congratulating the Indiana University School of Nursing on the occasion of the 100th anniversary of its founding.

*Whereas, The Indiana University School of Nursing is the largest nursing school with undergraduate to PhD and DNP programs in the country;*

*Whereas, Since its founding in 1914, the Indiana School of Nursing has become a multi-campus school with a significant presence on eight Indiana University campuses throughout the state;*

*Whereas, The Indiana University School of Nursing's foundation is based on the core values of respect, responsibility, trust, and dialogue;*

*Whereas, Ranking eighth among public universities that receive funding from the National Institutes of Health, the Indiana University School of Nursing prides itself on the fact that 40 percent of the baccalaureate prepared professional nurses in Indiana graduate from this outstanding school of nursing each year;*

*Whereas, In recognition of the school's many accomplishments, the US News & World Report 2014 Graduate School rankings place the Indiana University School of Nursing's graduate program 15th overall and third in adult health CNS, and the school's Citizen Diplomacy Program was selected as a Top Program by the Global Health Task Force and the U.S. Center for Citizen Diplomacy and recognized for addressing global health issues by using the potential of the U.S. civilian capacity as a valuable resource; and*

*Whereas, The Indiana University School of Nursing has served the State of Indiana and its citizens for 100 years, actively engaging in research and service programs that promote the health and well-being of Hoosiers everywhere: Therefore,*

*Be it resolved by the House of Representatives of the General Assembly of the State of Indiana, the Senate concurring:*

SECTION 1. That the Indiana General Assembly congratulates the Indiana University School of Nursing on the occasion of the 100th anniversary of its founding.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Dr. Marion Broome, Dean of the Indiana University School of Nursing.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsors: Senators Pat Miller, Delph, Waltz and Breaux.

### House Concurrent Resolution 20

Representative McNamara introduced House Concurrent Resolution 20:

A CONCURRENT RESOLUTION honoring the members of the Youth Advisory Council.

*Whereas, The Youth Advisory Council provides information to the General Assembly from young people concerning issues*

*that are important to the youth of Indiana, and submits an annual legislative report to the General Assembly regarding these issues;*

*Whereas, Created by House Enrolled Act 1162 in 2008, the council consists of 22 Hoosiers ages 16-22 from across Indiana;*

*Whereas, The actions and involvement of the members of the Youth Advisory Council demonstrate the importance of individuals from different backgrounds, political ideologies, and areas of expertise engaging in policy discussions about government;*

*Whereas, These bright young people are very involved in the democratic process and are eager to help youth across Indiana;*

*Whereas, In addition to representing the voice of Indiana youth to the General Assembly, the members' involvement in the council provides them with a firsthand civics lesson; and*

*Whereas, It is through the service of dedicated young people such as the members of the Youth Advisory Council that Indiana will grow and improve as a state: Therefore,*

*Be it resolved by the House of Representatives of the General Assembly of the State of Indiana, the Senate concurring:*

SECTION 1. That the Indiana General Assembly thanks these outstanding young people for their participation in the democratic process and for supporting their communities and their state.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Youth Advisory Council members Andrew Dam, Frank Glover, Ellie Honious, Dashaen Jordan, Morgan Weller, James Wells, Catherine Yanko, and Will Hart.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator Head.

### Senate Concurrent Resolution 18

The Speaker handed down Senate Concurrent Resolution 18, sponsored by Representatives Lehman and Beumer:

A CONCURRENT RESOLUTION honoring the Special Olympics basketball team of the Team Indiana delegation for being named as the first members of the Team Indiana delegation for the 2014 Special Olympics USA Games.

*Whereas, Athletes from Jay and Randolph counties were the first to be named to the Team Indiana delegation for the 2014 Special Olympics USA Games to compete in basketball;*

*Whereas, The Special Olympics USA Games only happen every four years, at a varying location;*

*Whereas, The 2014 Special Olympics USA Games will be hosted by New Jersey from June 14 through 21, with nearly 3,500 athletes competing in 16 Olympic-style team and individual sports;*

*Whereas, The 2014 Special Olympics USA Games will celebrate the Special Olympics movement, promote the ideals of acceptance and inclusion through sports, and showcase athletes from throughout the United States; and*

*Whereas, The basketball team from Jay and Randolph counties has exhibited superior skill, dedication, and determination to earn the right to represent the State of Indiana: Therefore,*

*Be it resolved by the Senate of the General Assembly of the State of Indiana, the House of Representatives concurring:*

SECTION 1. That the Indiana General Assembly honors and congratulates the basketball team of the Team Indiana delegation to the 2014 Special Olympics USA Games for their outstanding accomplishment.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this resolution to the members and coaches of the basketball team of the 2014 Team Indiana delegation to the 2014 Special Olympics USA Games.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

## ENGROSSED SENATE BILLS ON SECOND READING

### Engrossed Senate Bill 85

Representative Morrison called down Engrossed Senate Bill 85 for second reading. The bill was read a second time by title.

#### HOUSE MOTION (Amendment 85-1)

Mr. Speaker: I move that Engrossed Senate Bill 85 be amended to read as follows:

Page 2, line 40, delete "or".

Page 2, line 42, after "or" insert "as".

Page 3, line 9, delete "full time" and insert "full-time".

Page 3, line 14, delete "cause." and insert "cause; or  
(C) a school corporation police officer appointed under IC 20-26-16-3."

(Reference is to ESB 85 as printed February 11, 2014.)

MORRISON

Motion prevailed. The bill was ordered engrossed.

### Engrossed Senate Bill 217

Representative Wolkins called down Engrossed Senate Bill 217 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

### Engrossed Senate Bill 227

Representative McMillin called down Engrossed Senate Bill 227 for second reading. The bill was read a second time by title.

#### HOUSE MOTION (Amendment 227-1)

Mr. Speaker: I move that Engrossed Senate Bill 227 be amended to read as follows:

Page 4, line 19, delete "prevention" and insert "intervention".

Page 7, line 21, delete "prevention" and insert "intervention".

Page 7, line 24, delete "An emergency" and insert "The following may administer an overdose intervention drug to an individual who is suffering from an overdose:

- (1) An advanced emergency medical technician.
- (2) An emergency medical responder.
- (3) An emergency medical technician.
- (4) A firefighter or volunteer firefighter.
- (5) A law enforcement officer.
- (6) A paramedic.

(b) A health care provider who is licensed in Indiana and whose scope of practice includes the prescribing of medication may write a prescription, drug order, or protocol for an overdose intervention drug for any of the following:

- (1) An advanced emergency medical technician.
- (2) An emergency medical responder.
- (3) An emergency medical technician.
- (4) A fire department or volunteer fire department.

(5) A law enforcement agency.

(6) A paramedic.

(c) A pharmacist licensed under IC 25-26 may dispense a valid prescription, drug order, or protocol for an overdose intervention drug issued in the name of any of the following:

(1) An advanced emergency medical technician.

(2) An emergency medical responder.

(3) An emergency medical technician.

(4) A fire department or volunteer fire department.

(5) A law enforcement agency.

(6) A paramedic."

Page 7, delete lines 25 through 37.

Page 7, line 41, delete "emergency medical responder," and insert "advanced emergency medical technician, an emergency medical responder, an emergency medical technician, a firefighter or volunteer firefighter, a law enforcement officer, or a paramedic who administers an overdose intervention drug according to standards established by:".

Page 7, delete line 42.

Page 8, delete line 1.

Page 8, delete lines 7 through 12, begin a new paragraph and insert:

"(b) If:

- (1) an advanced emergency medical technician;
- (2) an emergency medical responder;
- (3) an emergency medical technician;
- (4) a firefighter or volunteer firefighter;
- (5) a law enforcement officer; or
- (6) a paramedic;

is immune from civil liability for the individual's act or omission, a person who has only an agency relationship with the advanced emergency medical technician, emergency medical responder, emergency medical technician, firefighter or volunteer firefighter, law enforcement officer, or paramedic is also immune from civil liability for the act or omission."

Page 8, line 17, delete "prevention" and insert "intervention".

(Reference is to ESB 227 as printed February 14, 2014.)

MCMILLIN

Motion prevailed.

#### HOUSE MOTION (Amendment 227-2)

Mr. Speaker: I move that Engrossed Senate Bill 227 be amended to read as follows:

Page 10, between lines 21 and 22, begin a new paragraph and insert:

"SECTION 12. [EFFECTIVE UPON PASSAGE] (a) The general assembly urges the legislative council to assign to the appropriate study committee the task of studying the causes of violence and violent crime in Indiana.

(b) If an appropriate study committee is assigned the topic described in subsection (a), the committee shall issue to the legislative council a final report containing the committee's findings and recommendations, including any recommended legislation concerning the topic, in an electronic format under IC 5-14-6, not later than November 1, 2014.

(c) This SECTION expires January 1, 2015."

Renumber all SECTIONS consecutively.

(Reference is to ESB 227 as printed February 14, 2014.)

BARTLETT

Motion prevailed. The bill was ordered engrossed.

### Engrossed Senate Bill 331

Representative Zent called down Engrossed Senate Bill 331 for second reading. The bill was read a second time by title.

HOUSE MOTION  
(Amendment 331-1)

Mr. Speaker: I move that Engrossed Senate Bill 331 be amended to read as follows:

Page 2, line 4, delete "(a)".

Page 2, delete lines 17 through 22.

(Reference is to ESB 331 as printed February 11, 2014.)

OBER

Motion prevailed.

HOUSE MOTION  
(Amendment 331-2)

Mr. Speaker: I move that Engrossed Senate Bill 331 be amended to read as follows:

Page 2, line 9, after "to" insert ":

(A)".

Page 2, line 9, after "students" insert "; and

(B) out-of-state".

Page 2, line 10, delete "and out-of-state".

Page 2, line 10, after "students" insert "in accordance with IC 21-14-12.2;".

Page 2, line 10, beginning with "who" begin a new line block indented.

Page 3, line 35, delete "statewide transfer".

(Reference is to ESB 331 as printed February 11, 2014.)

BEHNING

Motion prevailed. The bill was ordered engrossed.

Representative Heuer was excused.

**Engrossed Senate Bill 394**

Representative Torr called down Engrossed Senate Bill 394 for second reading. The bill was read a second time by title.

HOUSE MOTION  
(Amendment 394-5)

Mr. Speaker: I move that Engrossed Senate Bill 394 be amended to read as follows:

Page 16, after line 21, begin a new paragraph and insert:

"SECTION 9. IC 24-5-24.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]:

**Chapter 24.5. Security Freezes for Protected Consumers**

**Sec. 1.** As used in this chapter, "consumer" means an individual whose principal residence is in Indiana.

**Sec. 2.** As used in this chapter, "consumer report" has the meaning set forth in IC 24-5-24-2.

**Sec. 3.** As used in this chapter, "consumer reporting agency" has the meaning set forth in IC 24-5-24-3.

**Sec. 4.** As used in this chapter, "protected consumer" means an individual who is:

- (1) less than sixteen (16) years of age; or
- (2) an incapacitated person (as defined in IC 29-3-1-7.5) for whom a court has appointed a guardian.

**Sec. 5.** As used in this chapter, "record" means a compilation of information that:

- (1) identifies a protected consumer;
- (2) is created by a consumer reporting agency solely for the purpose of complying with this chapter; and
- (3) is not created or used to consider the protected consumer's credit worthiness, credit standing, credit capacity, character, general reputation, personal characteristics, or mode of living.

**Sec. 6.** As used in this chapter, "representative" means a person who provides to a consumer reporting agency sufficient proof of authority to act on behalf of a protected consumer.

**Sec. 7.** As used in this chapter, "security freeze" means:

- (1) if a consumer reporting agency does not have a consumer report pertaining to a protected consumer,

a restriction that:

(A) is placed on the protected consumer's record in accordance with this chapter; and

(B) prohibits the consumer reporting agency from releasing the protected consumer's record except as provided under this chapter; or

(2) if a consumer reporting agency has a consumer report for the protected consumer, a restriction that:

(A) is placed on the protected consumer's consumer report in accordance with this chapter; and

(B) prohibits the consumer reporting agency from releasing the protected consumer's consumer report or any information derived from the protected consumer's consumer report except as provided in this chapter.

**Sec. 8.** As used in this chapter, "sufficient proof of authority" means documentation that shows a representative has authority to act on behalf of a protected consumer and includes:

- (1) an order issued by a court of law;
- (2) a lawfully executed and valid power of attorney; or
- (3) a written, notarized statement signed by a representative that expressly describes the authority of the representative to act on behalf of a protected consumer.

**Sec. 9.** As used in this chapter, "sufficient proof of identification" means information or documentation that identifies a protected consumer or a representative of a protective consumer and includes:

- (1) a Social Security number or a copy of a Social Security card issued by the Social Security Administration;
- (2) a certified or official copy of a birth certificate issued by an entity authorized to issue the birth certificate; or
- (3) a copy of a valid state issued driver's license, a valid state issued identification card, or any valid government issued identification.

**Sec. 10.** This chapter does not apply to the use of a protected consumer's consumer report or record by:

(1) a person administering a credit file monitoring subscription service to which:

- (A) the protected consumer has subscribed; or
- (B) the representative of the protected consumer has subscribed on behalf of the protected consumer;

(2) a person providing the protected consumer or the protected consumer's representative with a copy of the protected consumer's consumer report on request of the protected consumer or the protected consumer's representative;

(3) a check services or fraud prevention services company that issues:

- (A) reports on incidents of fraud; or
- (B) authorizations for the purpose of approving, or processing negotiable instruments, electronic funds transfers, or similar payment methods;

(4) a deposit account information service company that issues reports regarding account closures due to fraud, substantial overdrafts, automated teller machine abuse, or similar negative information regarding a consumer to inquiring banks or other financial institutions for use only in reviewing a consumer request for a deposit account at the inquiring bank or financial institution;

(5) an insurance company for the purpose of conducting its ordinary business;

(6) a consumer reporting agency that:

- (A) acts only to resell credit information by assembling and merging information contained in a data base of another consumer reporting agency or multiple consumer reporting agencies; and

- (B) does not maintain a permanent data base of credit information from which new credit reports are produced; or
- (7) a consumer reporting agency's database or file that consists of the following information concerning, and used for, one (1) or more of the following, but not for credit granting purposes:
  - (A) Criminal record information.
  - (B) Fraud protection or detection.
  - (C) Personal loss history information.
  - (D) Employment, tenant, or individual background screening.

Sec. 11. (a) A consumer reporting agency shall place a security freeze on a protected consumer's consumer report if:

- (1) the consumer reporting agency receives a request from the protected consumer's representative for the placement of the security freeze under this section; and
- (2) the protected consumer's representative:
  - (A) submits the request to the consumer reporting agency at the address or other point of contact and in the manner specified by the consumer reporting agency;
  - (B) provides to the consumer reporting agency sufficient proof of identification of the protected consumer and the representative; and
  - (C) provides to the consumer reporting agency sufficient proof of authority to act on behalf of the protected consumer; and
- (3) the protected consumer's representative pays to the consumer reporting agency a fee as provided in section 17 of this chapter.

(b) If a consumer reporting agency does not have a consumer report pertaining to a protected consumer when the consumer reporting agency receives a request under subsection (a), the consumer reporting agency shall create a record for the protected consumer.

Sec. 12. Not later than thirty (30) days after receiving a request that meets the requirements of section 11(a) of this chapter, a consumer reporting agency shall place a security freeze for the protected consumer.

Sec. 13. Unless a security freeze for a protected consumer is removed in accordance with section 16 of this chapter, a consumer reporting agency may not release:

- (1) the protected consumer's consumer report;
- (2) any information derived from the protected consumer's consumer report; or
- (3) any record created for the protected consumer under section 11(b) of this chapter.

Sec. 14. A security freeze for a protected consumer must remain in effect until:

- (1) the protected consumer or the protected consumer's representative requests that the consumer reporting agency remove the security freeze under section 15 of this chapter; or
- (2) the security freeze is removed in accordance with section 16 of this chapter.

Sec. 15. If a protected consumer or a protected consumer's representative wishes to remove a security freeze for the protected consumer, the protected consumer or the protected consumer's representative shall:

- (1) submit a request for the removal of the security freeze to the consumer reporting agency at the address or other point of contact and in the manner specified by the consumer reporting agency;
- (2) provide to the consumer reporting agency:
  - (A) in the case of a request by a protected consumer:
    - (i) proof that the sufficient proof of authority for the protected consumer's representative to act on

behalf of the protective consumer is no longer valid; and

- (ii) sufficient proof of identification of the protected consumer; or

(B) in the case of a request by the representative of a protected consumer:

- (i) sufficient proof of identification of the protected consumer and the representative; and
- (ii) sufficient proof of authority to act on behalf of the protected consumer; and

- (3) pay to the consumer reporting agency a fee as provided in section 17 of this chapter.

Sec. 16. Not later than thirty (30) days after receiving a request that meets the requirements of section 15 of this chapter, the consumer reporting agency shall remove the security freeze for the protected consumer.

Sec. 17. (a) Except as provided in subsection (b), a consumer reporting agency may not impose a fee for any service described in this chapter.

(b) A consumer reporting agency may charge a reasonable fee, not exceeding five dollars (\$5), for each placement or removal of a security freeze under this chapter.

(c) A consumer reporting agency may not charge a fee under this chapter if:

- (1) the protected consumer's representative:
  - (A) has obtained a police report or affidavit of alleged identity fraud against the protected consumer; and
  - (B) provides a copy of the report or affidavit to the consumer reporting agency; or
- (2) a request for the placement or removal of a security freeze is for a protected consumer who is less than sixteen (16) years of age at the time of the request and the consumer reporting agency has a consumer report concerning the protected consumer.

Sec. 18. A consumer reporting agency may remove a security freeze for a protected consumer or delete a record of a protected consumer if the security freeze was placed or the record was created based on a material misrepresentation of fact by the protected consumer or the protected consumer's representative.

Sec. 19. The provisions of this chapter are severable as provided in IC 1-1-1-8(b)."

Renumber all SECTIONS consecutively.

(Reference is to ESB 394 as printed February 14, 2014.)

FORESTAL

Upon request of Representatives Pelath and Porter, the Speaker ordered the roll of the House to be called. Roll Call 225: yeas 88, nays 8. Motion prevailed.

#### HOUSE MOTION (Amendment 394-3)

Mr. Speaker: I move that Engrossed Senate Bill 394 be amended to read as follows:

Page 3, between lines 18 and 19, begin a new paragraph and insert:

"SECTION 4. IC 5-22-3-6.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 6.5. The state's procurement practices must be supportive of retention and creation of jobs in Indiana.

SECTION 2. IC 5-22-3-8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 8. (a) This section applies to a solicitation issued after June 30, 2014, for a contract that:

- (1) has an estimated value of at least two hundred fifty thousand dollars (\$250,000); and
- (2) would require the contractor to perform any of a governmental body's functions that are performed by



the governmental body's employees at the time of the solicitation.

(b) A representative of any group of the governmental body's employees may, in response to a solicitation described in subsection (a), submit an offer for the group of employees to perform the functions that are the subject of the solicitation.

SECTION 5. IC 5-22-5-10 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: **Sec. 10. (a) This section applies to a solicitation issued after June 30, 2014, for a contract that:**

- (1) has an estimated value of at least two hundred fifty thousand dollars (\$250,000);
- (2) would require the contractor to perform any of a governmental body's functions that are performed by the governmental body's employees at the time of the solicitation; and
- (3) would result in the layoff or dismissal of any of the governmental body's employees.

This section does not apply to a purchase under IC 5-22-13.

(b) A solicitation described in subsection (a) must include the following:

(1) An estimate of the cost the governmental body would incur in performing the functions covered by the contract with the governmental body's employees during the period comprising the term of the proposed contract. The estimate must include:

- (A) labor;
- (B) overhead;
- (C) administrative costs;
- (D) equipment;
- (E) supplies; and
- (F) any other costs.

(2) A requirement that the offeror provide objective, verifiable evidence that:

- (A) is satisfactory to the governmental body; and
- (B) demonstrates that if the offeror is awarded the contract, the cost of the contract to the governmental body over the term of the contract will be less than the amount described in subdivision (1).

(3) A statement providing that the contract between the governmental body and the offeror, if it is entered into, must contain a provision prohibiting the governmental body from paying to the offeror, over the term of the contract, more than the amount described in subdivision (1).

(4) A statement providing that the contract between the governmental body and the offeror, if it is entered into, may provide for:

- (A) the deposit of surety bonds;
- (B) the making of good faith deposits;
- (C) liquidated damages;
- (D) the right of reversion or repurchase; or
- (E) other rights and remedies;

if the offeror fails to comply with the contract.

(c) Notwithstanding subsection (a), an offeror that is a party to a contract entered into after June 30, 2004, and before July 1, 2014, shall, not later than December 31, 2014, submit to the legislative council, the governor, and the department a comparative analysis of:

- (1) the actual cost of the contract to date; and
- (2) an estimated cost described in subsection (b)(1).

The analysis submitted to the legislative council must be in an electronic format under IC 5-14-6. The department shall make the analysis available electronically through the Indiana transparency Internet web site established under IC 5-14-3.7.

SECTION 6. IC 5-22-13-5, AS AMENDED BY P.L.46-2007, SECTION 4, IS AMENDED TO READ AS

FOLLOWS [EFFECTIVE JULY 1, 2014]: **Sec. 5. (a) Supplies and services purchased under this chapter must:**

- (1) meet the specifications and needs of the purchasing governmental body; and
- (2) be purchased at a fair market price as described under subsection (b).

(b) A fair market price under this section must cover for the qualified agency the costs of raw materials, labor, overhead, and delivery cost. In determining the fair market price, the purchasing agent shall use one (1) or more of the following:

- (1) Available information from reliable market sources.
- (2) A market survey from a person designated by the committee.
- (3) Previous contract prices.
- (4) The range of bids from the most recent solicitation, including a determination of:
  - (A) the median price of the bids;
  - (B) the average price of the bids; and
  - (C) any market conditions or specifications that have changed since the most recent solicitation.

(c) **Supplies and services purchased under this chapter are not subject to IC 5-22-5-10.**

SECTION 7. IC 5-22-15-26 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: **Sec. 26. (a) As used in this section, "employee group" refers to a group of employees responding to a solicitation under IC 5-22-3-8.**

(b) **There is an absolute preference for an employee group that submits a bid that meets the requirements of IC 5-22-16-7(b).**

SECTION 8. IC 5-22-16-7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: **Sec. 7. (a) This section applies to a solicitation issued after June 30, 2014, for a contract that:**

- (1) has an estimated value of at least two hundred fifty thousand dollars (\$250,000);
- (2) would require the contractor to perform any of a governmental body's functions that are performed by the governmental body's employees at the time of the solicitation; and
- (3) would result in the layoff or dismissal of any of the governmental body's employees.

This section does not apply to a purchase under IC 5-22-13.

(b) An offeror may not be considered responsive to a solicitation described in subsection (a) if the offeror does not provide objective, verifiable evidence that:

- (1) is satisfactory to the governmental body; and
- (2) demonstrates that, if the offeror is awarded the contract, the cost of the contract to the governmental body over the term of the contract will be less than the cost the governmental body estimates the governmental body would incur in performing the functions covered by the contract with the governmental body's employees during the period comprising the term of the proposed contract.

(c) Notwithstanding subsection (a), an offeror that is a party to a contract entered into after June 30, 2004, and before July 1, 2014, shall, not later than December 31, 2014, submit to the legislative council, the governor, and the department a comparative analysis of:

- (1) the actual cost of the contract to date; and
- (2) an estimated cost described in subsection (b)(2).

The analysis submitted to the legislative council must be in an electronic format under IC 5-14-6. The department shall make the analysis available electronically through the Indiana transparency Internet web site established under IC 5-14-3.7.

SECTION 10. IC 5-22-17-15 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS

FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 15. (a) This section applies to a contract that:

- (1) is entered into after June 30, 2014;
- (2) has an estimated value of at least two hundred fifty thousand dollars (\$250,000);
- (3) would require the contractor to perform any of a governmental body's functions that are performed by the governmental body's employees at the time of the solicitation for the contract; and
- (4) would result in the layoff or dismissal of any of the governmental body's employees.

This section does not apply to a purchase under IC 5-22-13. (b) A contract referred to in subsection (a) must contain the provision described in IC 5-22-5-10(b)(3)."

Renumber all SECTIONS consecutively.

(Reference is to ESB 394 as printed February 14, 2014.)

PELATH

Representative Torr rose to a point of order, citing Rule 80, stating that the motion was not germane to the bill. The Speaker ruled the point was well taken and the motion was out of order.

#### APPEAL OF THE RULING OF THE CHAIR

Mr. Speaker: We hereby appeal the ruling of the Chair that Representative Pelath's amendment, Engrossed House Senate Bill 394-03, violates House Rule 80. The amendment addresses and is germane to the bill's subject matter of consumer protection.

PIERCE  
PELATH

The Speaker yielded the gavel to the Speaker Pro Tempore, Representative Turner.

The question was, Shall the ruling of the Chair be sustained? Roll Call 226: yeas 64, nays 30. The ruling of the Chair was sustained.

The Speaker Pro Tempore yielded the gavel to the Speaker.

#### HOUSE MOTION (Amendment 394-4)

Mr. Speaker: I move that Engrossed Senate Bill 394 be amended to read as follows:

Page 3, between lines 18 and 19, begin a new paragraph and insert:

"SECTION 4. IC 5-28-28-5, AS AMENDED BY P.L.175-2013, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 5. (a) Beginning February 1, 2008, the corporation shall:

- (1) submit an economic incentives and compliance report to:
  - (A) the governor; and
  - (B) the legislative council in an electronic format under IC 5-14-6; and
- (2) publish the report on the corporation's Internet web site;

on the schedule specified in subsection (b).

(b) Before August 1, 2013, the corporation shall submit and publish an incentives and compliance report that provides updated information for ~~active~~ incentive agreements approved and awarded after January 1, 2005, through June 30, 2013. ~~After December 31, 2013; In 2014,~~ the corporation shall submit and publish before February 1, ~~of each year 2014,~~ an incentives and compliance report that provides updated information for ~~active~~ incentive agreements approved and awarded after January 1, 2005, ~~through the immediately preceding calendar year; and before January 1, 2014. After December 31, 2014,~~ the corporation shall submit and publish before April 1 of each year an incentives and compliance report that provides

updated information for incentive agreements approved and awarded after January 1, 2005, and before March 1 of the year in which the report is due.

SECTION 5. IC 5-28-28-9, AS ADDED BY P.L.110-2010, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 9. (a) Beginning in 2010, the economic incentives and compliance report required under section 5 of this chapter must include an annual report containing summary statistics on the effectiveness of and compliance with all incentives granted by the corporation. The report required by this section must describe:

- (1) the overall compliance with the terms and conditions of incentives provided; and
- (2) penalties imposed for failure to comply with the terms and conditions of incentives provided.

The report must also be submitted to the general assembly in an electronic format under IC 5-14-6.

(b) Upon request, the corporation shall make available:

- (1) information specifying each person's compliance with its incentive agreement and any incentive that had to be reduced or paid back as a result of noncompliance with an incentive agreement;
- (2) information stating, for each incentive recipient, the total incentive provided for each job created, computed from the date the incentive is granted through ~~June 30~~ **the final day of February** of the year of the report;
- (3) information concerning all waivers or modifications under section 8 of this chapter; and
- (4) information describing all hearings and determinations under IC 5-28-6-6."

Renumber all SECTIONS consecutively.

(Reference is to ESB 394 as printed February 14, 2014.)

PRYOR

Representative Torr rose to a point of order, citing Rule 80, stating that the motion was not germane to the bill. The Speaker ruled the point was well taken and the motion was out of order.

#### APPEAL OF THE RULING OF THE CHAIR

Mr. Speaker: We hereby appeal the ruling of the Chair that Representative Pryor's amendment, Engrossed Senate Bill 394-04, violates House Rule 80. The amendment addresses and is germane to the bill's subject matter of consumer protection.

PIERCE  
PRYOR

The Speaker yielded the gavel to the Speaker Pro Tempore, Representative Turner.

The question was, Shall the ruling of the Chair be sustained? Roll Call 227: yeas 65, nays 30. The ruling of the Chair was sustained.

The Speaker Pro Tempore yielded the gavel to the Speaker.

There being no further amendments, the bill was ordered engrossed.

### ENGROSSED SENATE BILLS ON THIRD READING

#### Engrossed Senate Bill 58

Representative Hamm called down Engrossed Senate Bill 58 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning military and veterans.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 228: yeas 94, nays 0. The bill was declared passed.

The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

### Engrossed Senate Bill 63

Representative McMillin called down Engrossed Senate Bill 63 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 229: yeas 94, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Representative Heuer, who was excused is now present.

### Engrossed Senate Bill 207

Representative M. Smith called down Engrossed Senate Bill 207 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning education.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 230: yeas 97, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

### Engrossed Senate Bill 236

Representative Steuerwald called down Engrossed Senate Bill 236 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 231: yeas 91, nays 6. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

### Engrossed Senate Bill 329

Representative Niemeyer called down Engrossed Senate Bill 329 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 232: yeas 97, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

### Engrossed Senate Bill 393

Representative Washburne called down Engrossed Senate Bill 393 for third reading:

A BILL FOR AN ACT concerning the general assembly.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 233: yeas 91, nays 6. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

## OTHER BUSINESS ON THE SPEAKER'S TABLE

### Referrals to Ways and Means

The Speaker announced, pursuant to House Rule 127, that Engrossed Senate Bill 173 had been referred to the Committee on Ways and Means.

#### HOUSE MOTION

Mr. Speaker: I move that Representatives C. Brown and Bacon be added as cosponsors of Engrossed Senate Bill 50.

ZENT

Motion prevailed.

#### HOUSE MOTION

Mr. Speaker: I move that Representatives Macer and Forestal be added as cosponsors of Engrossed Senate Bill 61.

FRYE

Motion prevailed.

#### HOUSE MOTION

Mr. Speaker: I move that Representatives Ober, Battles and Lucas be added as cosponsors of Engrossed Senate Bill 245.

ZENT

Motion prevailed.

#### HOUSE MOTION

Mr. Speaker: I move that Representative Bartlett be added as cosponsor of Engrossed Senate Bill 260.

MESSMER

Motion prevailed.

#### HOUSE MOTION

Mr. Speaker: I move that Representative Rhoads be removed as 1<sup>st</sup> sponsor and Representative Washburne be substituted therefor and Representative Dermody be added as cosponsor of Engrossed Senate Bill 292.

RHOADS

Motion prevailed.

#### HOUSE MOTION

Mr. Speaker: I move that Representatives Braun and Heaton be added as cosponsors of Engrossed Senate Bill 308.

OBER

Motion prevailed.

#### HOUSE MOTION

Mr. Speaker: I move that House Rule 105.1 be suspended for the purpose of adding more than three coauthors, and that that Representatives Bosma, Arnold, Gutwein, Lucas and Soliday be added as cosponsors of Engrossed Senate Bill 331.

ZENT

Motion prevailed.

#### HOUSE MOTION

Mr. Speaker: I move that Representatives Macer and Arnold be added as cosponsors of Engrossed Senate Bill 335.

FRYE

Motion prevailed.

#### HOUSE MOTION

Mr. Speaker: I move that Representative Macer be added as cosponsor of Engrossed Senate Bill 387.

FRYE

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Pryor be added as cosponsor of Engrossed Senate Bill 420.

M. SMITH

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Battles be added as coauthor of House Resolution 11.

RIECKEN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Dvorak and Morrison be added as coauthor of House Resolution 16.

KOCH

Motion prevailed.

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed, without amendments, Engrossed House Bills 1013, 1332 and 1350 and the same are herewith returned to the House.

JENNIFER L. MERTZ  
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed House Joint Resolution 3 and the same is herewith returned to the House.

JENNIFER L. MERTZ  
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed House Concurrent Resolutions 18, 24 and 35 and the same are herewith returned to the House.

JENNIFER L. MERTZ  
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Senate Concurrent Resolution 18 and the same is herewith transmitted to the House for further action.

JENNIFER L. MERTZ  
Principal Secretary of the Senate

Pursuant to House Rule 60, committee meetings were announced.

On the motion of Representative Washburne, the House adjourned at 3:05 p.m., this Eighteenth day of February, 2014, until Thursday, February 20, 2014, at 10:00 a.m.

BRIAN C. BOSMA  
Speaker of the House of Representatives

M. CAROLINE SPOTTS  
Principal Clerk of the House of Representatives